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Piper Rudnick LLP
May 6 2004
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 1642 Customer No.: 035811
Examiner : Karen A. Canella
Serial No. : 09/503,089
Filed : February 11, 2000
Inventors : Amanda J. Patel
 : Eric Honore Docket: 1201-CIP-3-00
 : Florian LeSage
 : Georges Romey
 : Michel Lazduski Confirmation No.: 6089
Title : METHOD FOR THE
 : IDENTIFICATION OF ANESTHETICS

Date: May 4, 2004

Mail Stop Petition

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Certificate of Mailing Under 37 CFR 1.8

For

Postcard

\$130.00 Check

Petition for Correction of Inventorship in a Patent Application,
Other than a Reissue Application Pursuant to 37 C.F.R. §1.48(a)

Copy of Unexecuted Written Consent of Assignee to the Correction of Inventorship

Copy of Unexecuted Statement by Additional Inventor to Correct Inventorship

Copy of Unexecuted Combined Declaration, Power of Attorney and Petition

Copy of Unexecuted Assignment

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to **Mail Stop Petition**, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date appearing below.

Name of Applicant, Assignee, Applicant's Attorney
or Registered Representative:

Piper Rudnick LLP
Customer No. 035811

By: _____

Date: _____

Td
4 May 2004



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: ANESTHETICS **Docket: 1201-CIP-3-00**
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**PETITION FOR CORRECTION OF INVENTORSHIP IN A
PATENT APPLICATION, OTHER THAN A REISSUE APPLICATION**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully request correction of inventorship pursuant to 37 C.F.R. §1.48(a).

As required by 37 C.F.R. §1.48(a), Applicants enclose herewith:

- 1) a statement from the additional inventor, Michel Fink, that he was inadvertently omitted as an inventor and that the error occurred without deceptive intent;
- 2) consent by the assignee that the additional inventor was inadvertently omitted and that the error occurred without deceptive intent;
- 3) a fresh, substitute Combined Declaration, Power of Attorney and Petition executed by the original inventors Amanda J. Patel, Eric Honore, Florian LeSage, Georges Romey and Michel Lazdunski and the additional inventor, Michel Fink;
- 4) our check in the amount of \$130.00 to cover the fee set forth in 37 C.F.R. §1.17(i); and



5) an Assignment of all rights, title, and interest in the above-identified invention by all the inventors, including newly added Michel Fink, upon receipt of the properly executed documents, the Applicants' representative will forward a copy of these executed documents to the Examiner's attention and the Petition branch of the USPTO.

Applicants respectfully submit that the requirements of 37 C.F.R. §1.48(a) have been met and respectfully request that Michel Fink be added as an inventor in the present case. Confirmation of the same is respectfully requested.

The Commissioner is hereby authorized to charge any additional payment or credit any overpayment to Deposit Account No. 50-2719. A duplicate copy of this authorization is enclosed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "T. Daniel Christenbury".

T. Daniel Christenbury
Reg. No. 31,750

TDC:ks
(215) 656-3381



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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As required by 37 C.F.R. §1.48(a), Applicants enclose herewith:

- 1) a statement from the additional inventor, Michel Fink, that he was inadvertently omitted as an inventor and that the error occurred without deceptive intent;
- 2) consent by the assignee that the additional inventor was inadvertently omitted and that the error occurred without deceptive intent;
- 3) a fresh, substitute Combined Declaration, Power of Attorney and Petition executed by the original inventors Amanda J. Patel, Eric Honore, Florian LeSage, Georges Romey and Michel Lazdunski and the additional inventor, Michel Fink;
- 4) our check in the amount of \$130.00 to cover the fee set forth in 37 C.F.R. §1.17(i); and



5) an Assignment of all rights, title, and interest in the above-identified invention by all the inventors, including newly added Michel Fink, upon receipt of the properly executed documents, the Applicants' representative will forward a copy of these executed documents to the Examiner's attention and the Petition branch of the USPTO.

Applicants respectfully submit that the requirements of 37 C.F.R. §1.48(a) have been met and respectfully request that Michel Fink be added as an inventor in the present case. Confirmation of the same is respectfully requested.

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Title : METHOD FOR THE
: IDENTIFICATION OF
: ANESTHETICS **Confirmation No.: 6089**

WRITTEN CONSENT OF ASSIGNEE TO THE CORRECTION OF INVENTORSHIP
UNDER 37 C.F.R. §1.48(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, the undersigned, am an officer of Centre National de la Recherche Scientifique- CNRS, a corporation of France with offices at UPR 411, 600 route des Lucioles, Sophia Antipolis, Valbonne 06560, France, and submit that I have authority to act on behalf of that corporation.

As required by 37 C.F.R. §1.48(a), Centre National de la Recherche Scientifique- CNRS, as assignee of the U.S. Patent Application referenced above, hereby consents to the addition of Michel Fink as inventor to that application.

Respectfully submitted,

Centre National de la Recherche Scientifique- CNRS

Date: _____

By: _____

Name: _____



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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**STATEMENT BY ADDITIONAL INVENTOR TO CORRECT
INVENTORSHIP UNDER 37 C.F.R. §1.48(a)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, the undersigned, was an employee of Centre National de la Recherche Scientifique- CNRS, a corporation of France with offices at UPR 411, 600 route des Lucioles, Sophia Antipolis, Valbonne 06560, France, when the above-identified application was filed.

As required by 37 C.F.R. §1.48(a), I hereby state that I was inadvertently omitted as an inventor when the above-identified application was filed. This omission occurred without deceptive intent.

The undersigned declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and thus such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: _____

Michel Fink, co-inventor



Attorney Docket No. 1201-CIP3-00

- Original Application
- PCT National Application
- U.S. Designated Office
- Continuation or Divisional Application
- Continuation-in-Part Application

**COMBINED DECLARATION,
POWER OF ATTORNEY AND PETITION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled
A METHOD FOR THE IDENTIFICATION OF ANESTHETICS

which is described in the specification and claims

attached hereto.

filed on February 11, 2000

Application Serial No. 09/503,089

and was amended on _____

(if applicable)

which is described in International Application No. _____

filed _____ and as amended on

(if any),

which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. §1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.



COMBINED DECLARATION, POWER OF ATTORNEY AND PETITION
(Page 2)

Attorney Docket No. 1201-CIP3-00

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International Application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application(s) for patent or inventor's certificate or of any PCT International Application having a filing date before that of the application on which priority is claimed:

Number	Country	Date of Filing (day,month,year)	Priority Claimed
09/144,914	US	01 September 1998	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
08/749,816	US	15 November 1996	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
60/095,234	US	04 August 1998	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
			<input type="checkbox"/> yes <input type="checkbox"/> no
			<input type="checkbox"/> yes <input type="checkbox"/> no

I hereby claim the benefit under Title 35, United States Code, §119(e) or §120 (as applicable) of any United States application(s) or §365(c) of any PCT International Application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International Application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112:

(Application Serial No.)

(Filing Date)

(Status)(patented,pending,abandoned)

(Application Serial No.)

(Filing Date)

(Status)(patented,pending,abandoned)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the registered attorneys associated with Piper Rudnick LLP and listed under Customer No. 035811 and the following registered attorneys to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith:

Jerold I. Schneider Reg. No. 24,765
Steven B. Kelber Reg. No. 30,073
T. Daniel Christenbury Reg. No. 31,750
Paul A. Taufer Reg. No. 35,703
Darius C. Gambino Reg. No. 41,472
James M. Heintz Reg. No. 41,828
Perry E. Van Over Reg. No. 42,197

Raymond Millien Reg. No. 43,806
Lisa K. Norton Reg. No. 44,977
Patrick R. Delaney Reg. No. 45,338
Christopher W. Raimund Reg. No. 47,258
Ping Wang Reg. No. 48,328
James E. Bauersmith Reg. No. 50,533

SEND CORRESPONDENCE TO:
IP Department of Piper Rudnick LLP
One Liberty Place, Suite 4900
1650 Market Street
Philadelphia, PA 19103

DIRECT TELEPHONE CALLS TO
ATTORNEY OF RECORD AT:
(215) 656-3300

COMBINED DECLARATION, POWER OF ATTORNEY AND PETITION**(Page 3)**

Attorney Docket No. 1201-CIP3-00

I hereby petition for grant of a United States Letters Patent on this invention.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1. FULL NAME OF SOLE OR FIRST INVENTOR Amanda J. Patel	INVENTOR'S SIGNATURE	DATE
RESIDENCE Juan les Pins, France	CITIZENSHIP France	
POST OFFICE ADDRESS 43, Bd Bijou-Plage, Villa "Le Nid", 06160 Juan les Pins, France		
2. FULL NAME OF JOINT INVENTOR, IF ANY Eric Honore	INVENTOR'S SIGNATURE	DATE
RESIDENCE Juan les Pins, France	CITIZENSHIP France	
POST OFFICE ADDRESS 43, Bd Bijou-Plage, Villa "Le Nid", 06160 Juan les Pins, France		
3. FULL NAME OF ADDITIONAL JOINT INVENTOR, IF ANY Florian LeSage	INVENTOR'S SIGNATURE	DATE
RESIDENCE Nice, France	CITIZENSHIP France	
POST OFFICE ADDRESS 12, avenue Auber, Nice 06000, France		
4. FULL NAME OF ADDITIONAL JOINT INVENTOR, IF ANY Georges Romey	INVENTOR'S SIGNATURE	DATE
RESIDENCE Nice, France	CITIZENSHIP France	
POST OFFICE ADDRESS 61 bis, Corniche Fleurie Geranium, Nice 06200, France		
5. FULL NAME OF ADDITIONAL JOINT INVENTOR, IF ANY Michel Lazduski	INVENTOR'S SIGNATURE	DATE
RESIDENCE Nice, France	CITIZENSHIP France	
POST OFFICE ADDRESS 21, avenue Columbo, Nice 06100, France		
6. FULL NAME OF ADDITIONAL JOINT INVENTOR, IF ANY Michel Fink	INVENTOR'S SIGNATURE	DATE
RESIDENCE Fresne, France	CITIZENSHIP France	
POST OFFICE ADDRESS "La Capricorne", 74 boulevard Pasteur, F-94260 Fresne, France		
7. FULL NAME OF ADDITIONAL JOINT INVENTOR, IF ANY	INVENTOR'S SIGNATURE	DATE
RESIDENCE	CITIZENSHIP	
POST OFFICE ADDRESS		

ASSIGNMENT

WHEREAS, we, Amanda J. Patel, Eric Honore, Florian LeSage, Georges Romey, Michel Lazduski and Michel Fink, citizens of France, residing at 43, Bd Bijou-Plage, Villa "Le Nid", 06160 Juan les Pins, France, 43, Bd Bijou-Plage, Villa "Le Nid", 06160 Juan les Pins, France, 12, avenue Auber, Nice 06000, France, 61 bis, Corniche Fleurie Geranium, Nice 06200, France, 21, avenue Columbo, Nice 06100, France, and "La Capricorne", 74 boulevard Pasteur, F-94260 Fresne, France respectively, (hereinafter referred to as "the undersigned"), having made an invention entitled METHOD FOR THE IDENTIFICATION OF ANESTHETICS for which on the date set forth below, unless otherwise indicated here, _____, the undersigned executed an application for United States Letters Patent,

WHEREAS, Centre National de la Recherche Scientifique – CNRS, a corporation of France, with offices at UPR 411, 600 route des Lucioles, Sophia Antipolis, Valbonne 06560, France (hereinafter referred to as "assignee"), is desirous of acquiring the entire right, title and interest in said invention, said application and all letters patent issuing for said invention,

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and of other good and valuable consideration, receipt of which is hereby acknowledged, the undersigned, intending to be legally bound, does hereby sell, assign and transfer to the assignee the entire right, title and interest, for the United States of America, its territories and possessions, and for all foreign countries, in said invention, including said patent application, all divisions and continuations thereof, all rights to claim priority based thereon, all rights to file foreign applications on said invention, and all letters patent and reissues thereof, issuing for said invention in the United States of America and in any and all foreign countries.

It is agreed that the undersigned shall be legally bound, upon request of the assignee, or its successors or assigns or a legal representative thereof, to supply all information and evidence of which the undersigned has knowledge or possession, relating to the making and practice of said invention, to testify in any legal proceeding relating thereto, to execute all instruments proper to patent the invention in the United States of America and foreign countries in the name of the assignee, and to execute all instruments proper to carry out the intent of this instrument. If the undersigned includes more than one individual, these obligations shall apply to all of the undersigned both individually and collectively.

The rights and property herein conveyed by the undersigned are free and clear of any encumbrance.

EXECUTED on _____, 20____, at _____.

Amanda J. Patel

Eric Honore

Florian LeSage

Georges Romey

Michel Lazduski

Michel Fink

Witness